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PTO/SB/21 (01-08)

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/517,014
Filing Date	December 6, 2004
First Named Inventor	Bacher, Helmut
Art Unit	1722
Examiner Name	Maria Veronica Ewald
Attorney Docket Number	080634-000000US

Total Number of Pages in This Submission

## ENCLOSURES (Check all that apply)

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input checked="" type="checkbox"/> Petition and Request to Correct the Assignee Pursuant to 37 CFR 3.81(b)<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Return Postcard |
|---|---|--|
- Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	J. Georg Seka		
Date	February 12, 2008	Reg. No.	24,491

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Typed or printed name	Jane Welch	Date	February 12, 2008



Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2007

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130)

### Complete if Known

Application Number	10/517,014
Filing Date	December 6, 2004
First Named Inventor	Bacher, Helmut
Examiner Name	Maria Veronica Ewald
Art Unit	1722
Attorney Docket No.	080634-000000US

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES Small Entity		SEARCH FEES Small Entity		EXAMINATION FEES Small Entity		Fees Paid (\$)
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	210	105
Multiple dependent claims	370	185
<b>Total Claims</b>		
<b>Extra Claims</b>		
<b>Fee (\$)</b>		
<b>Fee Paid (\$)</b>		

-20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
-3 or HP = _____ x _____ = _____			

HP = highest number of independent claims paid for, if greater than 3

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition and Request to Correct the Assignee Pursuant to 37 CFR 3.81(b)

Fees Paid (\$)

130

#### SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 24,491	Telephone 415-576-0200
Name (Print/Type)	J. George Seka	Date	February 12, 2008



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 12, 2008.

PATENT

Attorney Docket No. 80634  
Client Ref. No. 12728/1/Va

TOWNSEND and TOWNSEND and CREW LLP

By: 

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent of:

HELMUT BACHER, ET AL.

Patent No. 7,137,802

Issued: November 21, 2006

Application No. 10/517,014

Filed: December 6, 2004

For: APPARATUS FOR PROCESSING  
THERMOPLASTIC SYNTHETIC  
PLASTIC MATERIAL

Customer No. 20350

Confirmation No. 2765

Examiner: Maria Veronica Ewald

Technology Center/Art Unit: 1722

PETITION AND REQUEST  
TO CORRECT THE ASSIGNEE  
PURSUANT TO 37 CFR 3.81(b)

02/19/2008 CNEGAI 00000018 201430 10517014  
01 FC:1464 130.00 DA

San Francisco, CA 94111  
February 12, 2008

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Petition and Request is responsive to the Patent Office letter dated January 11, 2008 (copy enclosed).

Applicants herewith request under 37 CFR 3.81(b) to correct applicants' error in providing incorrect or erroneous assignment data.

The failure to include the correct assignee name on the PTOL-85 was inadvertent.

Attached hereto is a copy of the Notice of Recordation of Assignment Document dated May 26, 2006, which shows that the inventors assigned the application during its pendency

Patent No. 7,137,802  
Petition and Request to Correct the Assignee  
Pursuant to 37 CFR 3.81(b)

PATENT

to EREMA Engineering Recycling Maschinen und Anlagen Gesellschaft m.b.H. of Ansfelden, Austria. The assignment was recorded on Reel 017685, Frame 0587.


Please charge the processing fee set forth in 37 CFR 1.117(h) in the amount of \$130, and any additional fee that may be due, to Deposit Account No. 20-1430.

It is requested that the file be forwarded to the Certificates of Correction Branch for the issuance of a Certificate of Correction following a granting of this Request.

Also attached hereto is Form PTO/SB/44 which shows the requested correction of the erroneous assignment data. It is believed that the fee of \$100 for issuance of the Certificate of Correction has been previously paid. If not, or if an additional fee is due, please charge it to Deposit Account No. 20-1430.

If the Examiner believes a telephone conference would be of use, please telephone the undersigned at (415) 273-4730 (direct dial).

Respectfully submitted,

  
J. Georg Seka  
Reg. No. 24,491

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200  
Fax: (415) 576-0300  
JGS:jhw  
61280839 v1



UNITED STATES PATENT AND TRADEMARK OFFICE

080634-00000005

JGS, SF

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov



12/11/08

Patent No. : 7137802  
Ser. No. : 10517014  
Inventor(s) : Bacher, Helmut et al.  
Issued : 11/21/06  
Title : DEVICE FOR PROCESSING THERMOPLASTIC MATERIAL  
Docket No. :

*Response Due 03/11/08*

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent, are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. Granting of a request under 37 CFR 3.81(b) is required to correct applicant's error providing incorrect or erroneous assignment data, *before* issuance of a Certificate of Correction, under 37 CFR 1.323 (*see Manual of Patent Examining Procedures (M.P.E.P) Chp.1400, sect. 1481*). This procedure is required *at any time after the issue fee is paid*, including after issuance of the patent.

In view of the foregoing, your request, in this matter, is hereby denied.

A request to correct the Assignee under 37 CFR 3.81(b) should include:

- A. the processing fee set forth in 37 CFR 1.117(h) (currently \$130);
- B. a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- C. a copy of the Notice of Recordation of Assignment Document, reflecting the reel and frame number where the assignment(s) is recorded and/or reflecting proof of the date the assignment was submitted for recordation.

*In the Request*, Applicant(s) may request that the file be forwarded to Certificates of Correction Branch, for issuance of a Certificate of Correction, if the Request is granted.

Any request under 37 CFR 3.81(b) should be directed to the following address or facsimile number:

By mail: Mail Stop PETITIONS  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

RECEIVED

08 JAN 12 PM 3:02

RECEIVED  
10 JAN 12 PM 10:25 AM

ML

By hand: Customer Service Window  
Mail Stop Petitions  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

By fax: (703) 872-9306  
ATTN: Office of Petitions

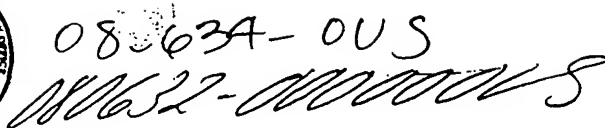
If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, , no additional fee is required.

A certificate of correction will be issued to correct the remaining errors noted in your request.

**Henry Randall**  
For Cecelia Newman  
Decisions & Certificates  
of Correction Branch  
(703) 308-9390 Ext. 108

TOWNSEND AND TOWN AND CREW LLP  
TWO EMBARCADERO CENTER, EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834

HR



**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 26, 2006

PTAS

**\*500108893A\***

**\*500108893A\***

J. GEORG SEKA  
2 EMBARCADERO CENTER  
8TH FLOOR  
SAN FRANCISCO, CA 94111-3834

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 05/26/2006

REEL/FRAME: 017685/0587  
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 080632/080634-000000US

ASSIGNOR:  
BACHER, HELMUT

DOC DATE: 02/24/2006

ASSIGNOR:  
SCHULZ, HELMUTH

DOC DATE: 02/27/2006

ASSIGNOR:  
WENDELIN, GEORG

DOC DATE: 02/27/2006

ASSIGNEE:  
EREMA ENGINEERING RECYCLING  
MASCHINEN UND ANLAGEN  
GESELLSCHAFT M.B.H.  
FREINDORF, UNTERFELDSTRASSE 3  
ANSFELDEN, AUSTRIA A-4052

**COPY**

017685/0587 PAGE 2

SERIAL NUMBER: 10513211

PATENT NUMBER:

TITLE: DEVICE FOR TREATING PLASTIC MATERIAL

FILING DATE: 11/01/2004

ISSUE DATE:

SERIAL NUMBER: 10517014

PATENT NUMBER:

TITLE: DEVICE FOR PROCESSING THERMOPLASTIC MATERIAL

FILING DATE: 12/06/2004

ISSUE DATE:

ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

**COPY**



UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 7,137,802  
APPLICATION NO.: 10/517,014  
ISSUE DATE : November 21, 2006  
INVENTOR(S) : BACHER, Helmut, *et al.*

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Please amend the **Assignee** data, section (73), as indicated below:

EREMA Engineering Recycling Maschinen und Anlagen Gesellschaft  
m.b.H., Ansfielden (AT)

MAILING ADDRESS OF SENDER (Please do not use customer number below):

TOWNSEND AND TOWNSEND AND CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, CA 94111-3834